

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF NEW YORK

Case number (if known) Chapter 11

☐ Check if this an amended filing

Official Form 201

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Always East Transportation Inc.

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 13-3742554

4. Debtor's address Principal place of business Mailing address, if different from principal place of business

870 Nepperhan Avenue  
Yonkers, NY 10703-2011  
Number, Street, City, State & ZIP Code

P.O. Box, Number, Street, City, State & ZIP Code

Westchester  
County

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL)

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify:

Debtor Allways East Transportation Inc.  
Name

Case number (if known) \_\_\_\_\_

**7. Describe debtor's business** A. *Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. *Check all that apply*

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.  
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

\_\_\_\_\_

**8. Under which chapter of the Bankruptcy Code is the debtor filing?***Check one:*

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. *Check all that apply:*

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District _____	When _____	Case number _____
District _____	When _____	Case number _____

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**

- ☒ No
- ☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor _____	Relationship _____
District _____	When _____ Case number, if known _____

Debtor Allways East Transportation Inc.  
Name

Case number (if known) \_\_\_\_\_

**11. Why is the case filed in this district?***Check all that apply:*

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?**☒ No☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention?** (*Check all that apply.*)☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? \_\_\_\_\_

☐ It needs to be physically secured or protected from the weather.☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).☐ Other \_\_\_\_\_**Where is the property?** \_\_\_\_\_

Number, Street, City, State &amp; ZIP Code

**Is the property insured?**☐ No☐ Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

**Statistical and administrative information****13. Debtor's estimation of available funds***Check one:*

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

**14. Estimated number of creditors**☐ 1-49☒ 50-99☐ 100-199☐ 200-999☐ 1,000-5,000☐ 5001-10,000☐ 10,001-25,000☐ 25,001-50,000☐ 50,001-100,000☐ More than 100,000**15. Estimated Assets**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☒ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion**16. Estimated liabilities**☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☒ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

Debtor Allways East Transportation Inc.  
Name

Case number (if known) \_\_\_\_\_

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 25, 2016  
MM / DD / YYYY**X** /s/ Marlaina Koller  
Signature of authorized representative of debtorMarlaina Koller  
Printed nameTitle Vice President**18. Signature of attorney****X** /s/ Erica Feynman Aisner  
Signature of attorney for debtorDate April 25, 2016  
MM / DD / YYYYErica Feynman Aisner  
Printed nameDelBello Donnellan Weingarten Wise & Wiederkehr, LLP  
Firm nameOne North Lexington Avenue  
White Plains, NY 10601  
Number, Street, City, State & ZIP CodeContact phone (914) 681-0200

Email address \_\_\_\_\_

\_\_\_\_\_  
Bar number and State

**United States Bankruptcy Court  
Southern District of New York**

In re Allways East Transportation Inc.

Debtor(s)

Case No.

Chapter

11

**LIST OF EQUITY SECURITY HOLDERS**

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
Judith Koller		100%	

**DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP**

I, the Vice President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date April 25, 2016

Signature /s/ Marlaina Koller  
Marlaina Koller

*Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C. §§ 152 and 3571.*

**United States Bankruptcy Court  
Southern District of New York**

In re Allways East Transportation Inc.

Debtor(s)

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11

**VERIFICATION OF CREDITOR MATRIX**

I, the Vice President of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: April 25, 2016

/s/ Marlaina Koller

Marlaina Koller/Vice President  
Signer/Title

200 SMRR LLC  
201 SAW MILL RIVER ROAD  
YONKERS, NY 10701

200 SMRR LLC  
THE CERMELE LAW FIRM PLLC  
2 WESTCHESTER PARK DR. STE 205  
WEST HARRISON, NY 10604

4 STAR AUTO GLASS  
4138 BOSTON ROAD  
BRONX, NY 10475

870 NEPPERHAN AVENUE LC  
C/O CHARLES E. MCBAIN, ESQ.  
2 WESTCHESTER PARK DR, STE 205  
WEST HARRISON, NY 10604

870 NEPPERHAN AVENUE LLC  
201 SAW MILL RIVER ROAD  
YONKERS, NY 10701

ACTION AUTO MART INC.  
C/O MURRAY S. LUBITZ  
245 MAIN STREET  
WHITE PLAINS, NY 10601

ACTION AUTO MART INC.  
250 E. HARTSDALE AVE, STE 36  
HARTSDALE, NY 10530

AEY HOLDINGS LLC  
C/O STENGER ROBERTS ET AL  
1136 ROUTE 9  
WAPPINGERS FALLS, NY 12590

AFLAC  
REMITTANCE PROCESSING SERVICE  
1932 WYNNTON ROAD  
COLUMBUS, GA 31999-6005

AMTRUST NORTH AMERICA  
PO BOX 6939  
CLEVELAND, OH 44101-1939

AMTRUST NORTH AMERICA  
800 SUPERIOR AVENUE E  
CLEVELAND, OH 44114

ARTHUR J. GALLAGHER  
RISK MANAGEMENT SERVICES  
377 OAK STREET  
GARDEN CITY, NY 11530

AUTOPLUS AUTO PARTS  
49 ELM STREET  
FISHKILL, NY 12524

BETHUNE & ASSOCIATES  
14435 N. 7TH STREET, STE 201  
PHOENIX, AZ 85022

CANON FINANCIAL SERVICES, INC.  
158 GAITHER DRIVE, SUITE 200  
MOUNT LAUREL, NJ 08054-1716

CAPACITY COVERAGE COMPANY  
1 INTERNATIONAL BLVD #3S-L  
MAHWAH, NJ 07495-0027

CENTRAL HUDSON GAS  
& ELECTRIC CORPORATION  
284 SOUTH AVENUE  
POUGHKEEPSIE, NY 12601

CHOICE DISTRIBUTION INC.  
PO BOX 30293  
NEW YORK, NY 10087-0293

CLEARWAY  
211-10 HILLSIDE AVENUE  
QUEENS VILLAGE, NY 11427

CON EDISON COMPANY OF NY  
4 IRVING PL., ROOM 1875-S  
ATTN: BANKRUPTCY GROUP  
NEW YORK, NY 10003



CT LIEN SOLUTIONS  
PO BOX 29071  
GLENDALE, CA 91209-9071

DELIA DEFAZ PENA

DEPARTMENT OF LABOR  
P.O. BOX 15130  
ALBANY, NY 12212-5130

EL JEBEL II, LLC  
75 COMMERCEIAL STREET  
PLAINVIEW, NY 11803

FEDEX REVENUE RECOVERY DEPT  
PO BOX 271461  
PITTSBURGH, PA 15250-7461

FINANCIAL FEDERAL CREDIT INC.  
300 FRANK W. BURR BOULEVARD  
TEANECK, NJ 07666

FLEET FINANCING RESOURCES, LLC  
FKA A-Z RESOURCES, LLC  
10370 HEMET STREET #350  
RIVERSIDE, CA 92503

FLEET FINANCING RESOURCES, LLC  
10870 HEMET STREET, STE 350  
RIVERSIDE, CA 92503

IEH AUTO PARTS LLC  
PO BOX 417609  
BOSTON, MA 02241-7609

INTERNAL REVENUE SERVICE  
PO BOX 7346  
PHILADELPHIA, PA 19101-7346

IPFS CORPORATION  
3000 RDU CENTER DRIVE, STE 100  
MORRISVILLE, NC 27560

JUDITH KOLLER  
53 STONEHEDGE DRIVE SOUTH  
GREENWICH, CT 06831

LGBS, LLP  
PO BOX 9422  
NEW YORK, NY 10087-9422

LINEBARGER GOGGAN BLAIR  
61 BROADWAY, STE 2600  
NEW YORK, NY 10006

MAGNA CARTA  
ONE PARK AVENUE  
ATTN: KENNET WASSERMAN  
NEW YORK, NY 10016-5802

MARC MOTORS, INC.  
2415 STIRLING ROAD  
FORT LAUDERDALE, FL 33312

MARLAINA KOLLER  
222 GAILMOR DRIVE  
YONKERS, NY 10703

MATRIX SECURITY SYSTEMS INC.  
4 BELLAIN AVENUE  
HARRISON, NY 10528

MERCHANTS FLEET MANAGEMENT  
MERCHANS AUTOMOTIVE GROUP, INC  
1278 HOOKSETT ROAD  
HOOKSETT, NH 03106

MICHAEL J. KHADER, P.C  
733 YONKERS AVENUE, SUITE 200  
YONKERS, NY 10704

MICHELLE H. KLEMPERER, ESQ.  
ASSOC CORP COUNSEL YONKERS BOE  
ONE LARKIN CENTER  
YONKERS, NY 10701

MIDHUDSON EMERGENCY PHYSICIAN  
PO BOX 6194  
PARSIPPANY, NJ 07054-7194

NANCY MUNOZ

NATIONS EQUIPMENT FINANCE  
FUNDING II, LLC  
501 MERRITT SEVEN 6TH FLOOR  
NORWALK, CT 06851

NATIONS FUND I, LLC  
501 MERRITT SEVEN, 6TH FLOOR  
NORWALK, CT 06851

NATIONS FUND I, LLC  
PO BOX 203106  
DALLAS, TX 75320-3106

NATIONS FUND I, LLC  
101 MERRITT SEVEN, 5TH FLOOR  
NORWALK, CT 06851

NEPPERHAN OWNERS CORP.,  
C/O JOHN P. PETTINELLA, ESQ.  
484 WHITE PLAINS ROAD, 2ND FLR  
EASTCHESTER, NY 10709

NEW HAMPSHIRE INSURANCE COMP.  
175 WATER STREET, 18TH FLOOR  
NEW YORK, NY 10038

NEW HAMPSHIRE INSURANCE COMP.  
C/O DAVID M. CAPRIOTTI, ESQ.  
300 SOUTH STATE STREET, 4TH FL  
SYRACUSE, NY 13202

NEW HAMPSHIRE INSURANCE COMP.  
C/O HARRIS BEACH PLLC  
99 GARNSEY ROAD  
PITTSFORD, NY 14534

NEW YORK STATE  
UNEMPLOYMENT INSURANCE FUND  
199 CHURCH STREET  
NEW YORK, NY 10007-1100

NEW YORK STATE  
UNEMPLOYMENT INSURANCE FUND  
P.O. BOX 4301  
BINGHAMTON, NY 13902

NYS DEPT OF FINANCE  
345 ADAMS STREET, 3RD FLOOR  
LEGAL AFFAIRS - DEVORA COHN  
BROOKLYN, NY 11201

NYS DEPT OF TAXATION & FINANCE  
CIVIL ENFORCEMENT- REGION 3A  
W A HARRIMAN CAMPUS  
ALBANY, NY 12227-0001

NYS DEPT OF TAXATION & FINANCE  
ATTN: JACQUELINE AUERBACH, ESQ  
15 METRO TECH CENTER, 5TH FLOOR  
BROOKLYN, NY 11201

NYS UNEMPLOYMENT  
INSURANCE FUND  
P.O. BOX 551  
ALBANY, NY 12201

NYSIF  
199 CHURCH STREET  
NEW YORK, NY 10007-1100

OFFICE OF THE US TRUSTEE  
SOUTHERN DISTRICT OF NEW YORK  
201 VARICK STREET, ROOM 1006  
NEW YORK, NY 10004

OPTIMUM  
111 STEWART AVENUE  
BETHPAGE, NY 11714

OPTIMUM ONLINE  
111 STEWART AVENUE  
BETHPAGE, NY 11714

PARAMOUNT INSURANCE COMPANY  
6326 SECURITY BLVD. #200  
GWYNN OAK, MD 21207

PARAMOUNT INSURANCE COMPANY  
WILLIAM L. WALDMAN, ESQ.  
80 ROUTE 4 EAST, STE 290  
PARAMUS, NJ 07652

PARKING VIOLATIONS BUREAU  
210 JORALEMON AVENUE  
BROOKLYN, NY 11201

PARTS AUTHORITY  
605 ALBANY AVENUE  
AMITYVILLE, NY 11701

PARTS AUTHORITY PRO PARTS/CAP  
495 MERRICK ROAD,  
ROCKVILLE CENTRE, NY 11570

PATRIOT TESTING SERVICES, INC.  
PO BOX 1203  
CARVER, MA 02330

PAULINE JOHNSON

PAY-O-MATIC  
166-30 JAMAICA AVENUE  
2ND FLR.  
JAMAICA, NY 11432

PRICE CHOPPER SUPERMARKETS  
461 NOTT STREET  
SCHENECTADY, NY 12308

R. DANA PEST CONTROL  
2 SAMSONDALE AVENUE  
WEST HAVERSTRAW, NY 10993

ROYAL CARTING SERVICE CO.  
P.O. BOX 1209  
HOPEWELL JUNCTION, NY 12533

RUBIN & ROTHMAN, LLC  
ATTORNEYS AT LAW  
1787 VETERANS HGHWY, STE 32  
ISLANDIA, NY 11749

SANTANDER BANK , N.A.  
PO BOX 13098  
READING, PA 19612-3098

SECURITY EXCHANGE COMMISSION  
NY REGIONAL OFFICE  
200 VESEY ST., SUITE 400  
NEW YORK, NY 10281

SERVICE BUS COMPANY INC.  
845 NEPPERHAN AVENUE  
YONKERS, NY 10703

STANDARD SECURITY LIFE INS COM  
485 MADISON AVENUE  
NEW YORK, NY 10022-5872

SUBURBAN PROPANE  
P.O BOX 160  
WHIPPANY, NJ 07981-0160

TOLLS BY MAIL PAYMENT PROCESSI  
PO BOX 15183  
ALBANY, NY 12212-5183

TOWER GROUP COMPANIES  
P.O. BOX 5265  
BINGHAMTON, NY 13902

TRANSWORLD SYSTEMS  
507 PRUDENTIAL ROAD  
HORSHAM, PA 19044

UNIFIRST CORPORATION  
205 GARFIELD AVENUE  
STRATFORD, CT 06615

UNITED STATES ATTORNEY  
TAX AND BANKRUPTCY UNIT  
86 CHAMBERS ST., 3RD FLOOR  
NEW YORK, NY 10007

WESTCHESTER WASTE OIL  
P.O. BOX 254  
WASHINGTONVILLE, NY 10992-0254

ZARIN & STEINMETZ  
81 MAIN STREET  
SUITE 415  
WHITE PLAINS, NY 10601

**United States Bankruptcy Court  
Southern District of New York**

In re Allways East Transportation Inc.

Debtor(s)

Case No.

Chapter

11

**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for Allways East Transportation Inc. in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

☒ None [*Check if applicable*]

April 25, 2016  
Date

/s/ Erica Feynman Aisner  
Erica Feynman Aisner

Signature of Attorney or Litigant  
Counsel for Allways East Transportation Inc.  
DelBello Donnellan Weingarten Wise & Wiederkehr, LLP  
One North Lexington Avenue  
White Plains, NY 10601  
(914) 681-0200 Fax:(914) 684-0288



**United States Bankruptcy Court  
Southern District of New York**

In re	<u>Allways East Transportation Inc.</u>	Case No.	<u></u>
	Debtor(s)	Chapter	<u>11</u>

**STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION**

I, Marlaina Koller, declare under penalty of perjury that I am the Vice President of Allways East Transportation Inc., and that the following is a true and correct copy of the resolutions adopted by the Board of Directors of said corporation at a special meeting duly called and held on the 25th day of April, 2016.

"Whereas, it is in the best interest of this corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that Marlaina Koller, Vice President of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that Marlaina Koller, Vice President of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that Marlaina Koller, Vice President of this Corporation is authorized and directed to employ Jonathan S. Pasternak, attorney and the law firm of DelBello Donnellan Weingarten Wise & Wiederkehr, LLP to represent the corporation in such bankruptcy case."

Date April 25, 2016

Signed /s/ Marliana Koller  
Marlaina Koller

Resolution of Board of Directors  
of  
Allways East Transportation Inc.

Whereas, it is in the best interest of this corporation to file a voluntary petition in the the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that Marlaina Koller, Vice President of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that Marlaina Koller, Vice President of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that Marlaina Koller, Vice President of this Corporation is authorized and directed to employ Jonathan S. Pasternak, attorney and the law firm of DelBello Donnellan Weingarten Wise & Wiederkehr, LLP to represent the corporation in such bankruptcy case.

Date April 25, 2016

Signed /s/ Marliana Koller